



MINUTES

**CITY OF SCOTTSDALE POLICE LOCAL BOARD OF THE
PUBLIC SAFETY PERSONNEL RETIREMENT SYSTEM (PSPRS)
REGULAR MEETING
11:00 a.m., Thursday, December 20, 2012
Police and Fire Department Headquarters—Operations Room
8401 E. Indian School Road
Scottsdale, Arizona 85251**

PRESENT: Jack Cross, Chairman/Mayoral Designee
Jeffrey Burg, Citizen Member
James Butera, Elected Member
Velicia McMillan Humes, Citizen Member/Merit Head

ABSENT: Jeffrey Walther, Elected Member

STAFF: Ken Nemec
Chanda Washington

OTHERS: Police Officer Robert H. Tufts
Wendi Tufts

Call to order

Chairman Cross called the meeting to order at 11:11 a.m. He stated that the first order of business was the acknowledgement of Board Member Walther's excused absence.

Roll call

A formal roll call confirmed the members present as stated above.

Possible Executive Session

Executive Session may occur at any time during this meeting.

1. Review and approval of regular session meeting minutes—October 18, 2012

BOARD MEMBER BURG MOVED TO APPROVE THE REGULAR MEETING MINUTES OF THE OCTOBER 18, 2012 PSPRS POLICE LOCAL BOARD MEETING AS PRESENTED. BOARD MEMBER MCMILLAN HUMES SECONDED THE MOTION, WHICH CARRIED BY A VOTE OF FOUR (4) TO ZERO (0). BOARD MEMBER WALTHER WAS ABSENT.

2. Review and approval of executive session meeting minutes—October 18, 2012

BOARD MEMBER BURG MOVED TO APPROVE THE EXECUTIVE SESSION MEETING MINUTES OF THE OCTOBER 18, 2012 PSPRS POLICE LOCAL BOARD MEETING AS PRESENTED. BOARD MEMBER BUTERA SECONDED THE MOTION, WHICH CARRIED BY A VOTE OF FOUR (4) TO ZERO (0). BOARD MEMBER WALTHER WAS ABSENT.

3. Induction of new Scottsdale police officers into PSPRS

Mr. Nemec reported that the names of the six new Scottsdale police officers to be inducted into the PSPRS today were Jaecob Hanser, Marcel Dulaney, Mario Gil-Canche, Dru Chitwood, Elod Deter, Michael Halterman, and Tara Ford.

He pointed out that two of the seven new police officers had a pre-existing condition as noted on the PSPRS Police Induction List dated December 20, 2012, noting that it had been determined that Police Officer Jaecob Hanser should also have a Y placed in the pre-existing condition column.

BOARD MEMBER BUTERA MOVED TO APPROVE THE INDUCTION OF NEW SCOTTSDALE POLICE OFFICERS (JAEJOB HANSER) INTO PSPRS EACH WITH AN EFFECTIVE DATE OF NOVEMBER 5, 2012 (MARCEL DULANEY) WITH AN EFFECTIVE DATE OF DECEMBER 3, 2012 (MARIO GIL-CANCHE, DRU CHITWOOD, ELOD DETAR, MICHAEL HALTERMAN AND TARA FORD) WITH AN EFFECTIVE DATE OF DECEMBER 14, 2012 WITH PRE-EXISTING CONDITIONS, IF ANY, AS NOTED ON THE PSPRS POLICE INDUCTION LIST. BOARD MEMBER MCMILLAN HUMES SECONDED THE MOTION, WHICH CARRIED BY A VOTE OF FOUR (4) TO ZERO (0). BOARD MEMBER WALTHER WAS ABSENT.

4. Discussion and vote on the Accidental Disability Retirement application of Police Officer Robert H. Tufts

In response to Chairman Cross' invitation to the Board to recess into executive session in order to discuss the Applicant's confidential medical evidence, Mr. Nemec advised that legal counsel was available by telephone if needed.

Chairman Cross opined that Dr. Steingart's IME report contained fairly concise answers except for his response to question three.

He summarized that the doctor's clarifying comment at the end of question three was as follows:

"Therefore, the disabling condition was incurred as a duty of a police officer with acute exacerbations that may not have been related to the job. But certainly not disabling enough to keep him from working. Mr. Tufts had a chronic lower lumbar industrial related injury with minor acute exacerbations. His original injury on December 22, 2003 was the source of his progressive deterioration."

Board Member Burg pointed out that confidential medical evidence was restricted from being read in open session without the Applicant's consent.

In response to Chairman Cross' inquiry regarding whether the Board had the Applicant's permission to discuss his medical records in open session, Mr. Tufts responded that it did.

BOARD MEMBER BUTERA MOVED TO APPROVE THE ACCIDENTAL DISABILITY RETIREMENT PENSION OF POLICE OFFICER ROBERT H. TUFTS SINCE HE DOES MEET THE STATUTORY REQUIREMENTS, SUBJECT TO FINAL PAYROLL CALCULATIONS AND QUALIFIED DOMESTIC RELATIONS ORDERS. BOARD MEMBER BURG SECONDED THE MOTION, WHICH CARRIED BY A VOTE OF FOUR (4) TO ZERO (0). BOARD MEMBER WALTHER WAS ABSENT.

Chairman Cross expressed the Board's appreciation of Police Officer Tufts' many years of service to the citizens of Scottsdale.

Police Officer Tufts commented that this was not the manner in which he anticipated his career would end, stating that he was honored to have had the privilege to work for the City of Scottsdale.

5. Distribution and discussion on FY 2011/12 Report to Our Citizens

Mr. Nemec presented copies of the Annual Report to the Citizens which contains information on the progress the City has made over the past years. He stated that it touches on information related to topics such as land, fire response times, water comparisons to other cities, and tax rates.

6. Report to the Board on recently completed transfers of prior service credits

Ms. Washington reported that Patrick Hinsberg purchased two years of military service and rolled over \$72,036.00 from his 457 deferred compensation account. She stated that as of October 16, 2012 he had 17.45 years of service with Public Safety.

Ms. Washington explained that Ryan Mras transferred .4333 years of prior City of Scottsdale service from the Arizona State Retirement System in the amount of \$2,606.92. She stated that he also rolled over \$2,349.61 from his 457 deferred compensation account

Ms. Washington summarized that Mr. Mras completed the transfer by paying an additional \$1,697.47 by personal check, giving him a total of 5.094 years of service with Public Safety as of November 15, 2012.

Chairman Cross commented that it is much more cost-effective for Public Safety members to transfer their credits earlier in their careers.

7. Board suggestions for upcoming agenda items

Mr. Nemec reminded the Board members that Ms. Auckland was still reviewing information related to the percentages being charged to the City of Scottsdale and its PSPRS members by other cities during the service transfer process. He stated that she anticipates completing her report in time for the January 2013 meeting.

In response to Board Member Butera's inquiry regarding when the 2013 meeting schedule would be available, Ms. Washington stated that she would be sending them out next week.

ADJOURNMENT

With no further business to discuss, being duly moved and seconded, the meeting adjourned at 11:25 a.m.

Respectfully Submitted by:

REVIEWED BY:

Ken Nemec
PSPRS Police Local Board Secretary

Jack Cross
PSPRS Chairman/Mayoral Designee